

05-10-02 A0300

GAU 1614

HDP/SB/21 based on PTO/SB/21 (08-00)

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TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Application Number	09/874,504
Filing Date	June 5, 2001 NOV 14 2002
First Named Inventor	Kararli et al.
Group Art Unit	1614 TECH CENTER 1600/2900
Examiner Name	unknown
Attorney Docket Number	6794S-000005/US/COA

Total Number of Pages in This Submission

ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☐ Amendment / Response
- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☒ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/
Incomplete Application
- ☐ Response to Missing
Parts under 37 CFR
1.52 or 1.53

- ☐ Assignment Papers
(for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a
Provisional Application
- ☐ Power of Attorney, Revocation
Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) _____

- ☐ After Allowance Communication to
Group
- ☐ Appeal Communication to Board of
Appeals and Interferences
- ☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter

☒ Other Enclosure(s)
(please identify below):

Form PTO 1449
References
Return Post Card

Remarks

The Commissioner is hereby authorized to charge any additional fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 08-0750. A duplicate copy of this sheet is enclosed.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name Donald R. Holland	Reg. No. 35,197
Signature			
Date	5/9/02		

CERTIFICATE OF MAILING/TRANSMISSION

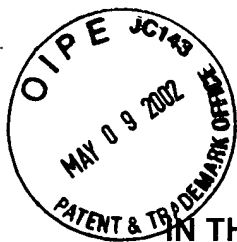
I hereby certify that this correspondence is being deposited with the United States Postal Service as Express mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below.

Typed or printed name	Mary A. Muir		
Signature		Date	5/9/02

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MAY 15 2002

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/874,504

Filing Date: June 5, 2001

Applicant: Kararli, et al.

Group Art Unit: 1614

Examiner: unknown

Title: CYCLOOXYGENASE-2 INHIBITOR COMPOSITIONS HAVING
RAPID ONSET OF THERAPEUTIC EFFECT

Attorney Docket: 6794S-000005/US/COA

TECH CENTER 1600/2900

MAY 13 2002

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Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicant hereby submits an Information Disclosure Statement for consideration by the Examiner.

I. LIST OF PATENTS, PUBLICATIONS, AND OTHER INFORMATION

The patents, publications and other information submitted for consideration by the Office (except unpublished U.S. patent applications) are listed on Form 1449 attached hereto.

II. COPIES

a. X Submitted herewith is a legible copy of (i) each U.S. patent application publication, U.S. and foreign patent; (ii) each publication or that portion which caused it to be listed; (iii) for each cited pending U.S. application, the application specification including the claims, and any drawing of the application which caused it to be listed including the claims directed to that portion and (iv) all other information or that portion which caused it to be listed.

b. Any patents, publications or other information which are listed on Form 1449 or on the copies of PTO-892, but which are not enclosed herewith, were previously

cited by or submitted to the PTO in one of the following applications which has been relied upon for an earlier filing date under 35 U.S.C. § 120:

U.S. Serial Number

U.S. Filing Date

III. CONCISE EXPLANATION OF THE RELEVANCE (check at least one box)

a. X Except as may be indicated below in (b), all of the patents, publications or other information are in the English language (concise explanation not required).

b. ____ A concise explanation of the relevance of each patent, publication or other information listed that is not in the English language is as follows (see 37 C.F.R. § 1.98(a)(3)):

c. ____ The following additional information is provided for the Examiner's consideration.

IV. CROSS REFERENCE TO RELATED APPLICATION(S)

a. ____ The Examiner is advised that the following co-pending application(s) contain(s) subject matter that may be related to the present application. By bringing this(these) application(s) to the Examiner's attention, Applicant(s) does(do) not waive the confidentiality provisions of 35 U.S.C. § 122.

Serial No.

Filing Date

Art Unit

V. THIS IDS IS BEING FILED UNDER

a. X 37 C.F.R. § 1.97(b): (check only one box)

1. ____ within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d) (37 C.F.R. § 1.97(b)(1)). No fee or certification is required.

2. ____ within three months of the date of entry of the national stage as set forth in §1.491 in an international application (37 C.F.R. § 1.97(b)(2)). No fee or certification is required.

3. X before the mailing of a first Office action on the merits (37 C.F.R. § 1.97(b)(3)). No fee or certification is required. In the event that a first Office Action on the merits has been issued, please consider this IDS under 37 C.F.R. § 1.97(c) and see the certification under 37 C.F.R. § 1.97(e) below; or, if no certification has been made, charge our deposit account a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).

4. ____ before the mailing of a first Office action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No fee or certification is required.

b. ____ 37 C.F.R. § 1.97(c): (check only one box)

- before the mailing date of either any Final Office Action under 37 C.F.R. § 1.113, a Notice of Allowance under 37 C.F.R. § 1.311, or an action that otherwise closes prosecution.

1. ____ No certification; therefore, a fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).

2. ____ See the certification below. No fee is required.

c. ____ 37 C.F.R. § 1.97(d):

- after the mailing date of either a Final Office Action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. § 1.311, yet on or before payment of the issue fee.

1. ____ See the certification below. A fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).

VI. CERTIFICATION UNDER 37 C.F.R. § 1.97(e): (check only one box)

The undersigned hereby certifies that:

a. ____ each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS (See 37 C.F.R. § 1.97(e)(1)); or

b. ____ no item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this IDS (See 37 C.F.R. § 1.97(e)(2)).

c. ____ Some of the items of information were first cited in any communication from a foreign patent office. As to this information, the undersigned hereby certifies that each item of information contained in this IDS was cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby certifies that no item of this remaining information contained in this IDS was cited in a communication from a foreign patent office in a counterpart

foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this IDS.

VII. PAYMENT OF FEES (check only one box)

- a. ☐ A check in the amount of \$180.00 is enclosed for the above-identified fee.
- b. ☐ Please charge Deposit Account No. 08-0750 in the amount of \$180.00 for the above-indicated fee. A duplicate copy of this paper is attached.

The above references are being cited only in the interest of candor and without any admission that they constitute statutory prior art, contain matter which anticipates the invention, or which would render the same obvious, either singly or in combination, to a person of ordinary skill in the art. Furthermore, this Information Disclosure Statement shall not be construed as a representation that a search has been made.

If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition if necessary) and charge the appropriate fee to Deposit Account No. 08-0750.

Please charge any additional fees or credit any overpayment pursuant to 37 C.F.R. § 1.16 or § 1.17 to Deposit Account No. 08-0750.

Respectfully submitted,

Dated: 5/9/02
HARNESS, DICKEY & PIERCE, P.L.C.
7700 Bonhomme, Suite 400
St. Louis, Missouri 63105
(314) 726-7500

By: Donald R. Holland
Donald R. Holland, Ph.D.
Reg. No. 35,197



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FORM HD-1449 (Based on Form PTO-1449)

PATENT AND TRADEMARK OFFICE
INFORMATION DISCLOSURE CITATION
(Use several sheets if necessary)

Sheet 1 of 3

ATTORNEY DOCKET NO.

SERIAL NO.

6794S-00005/US/COA

09/874,504

APPLICANT

Kararli et al.

FILING DATE

GROUP

June 5, 2001

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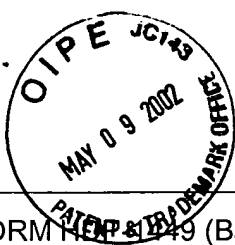
U.S. PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
1.		4,826,689	05/02/1989	Violanto et al.	A61J 3/02	05/17/85
2.		5,298,262	03/29/1994	Na et al.	A61K 9/14	12/04/92
3.		5,302,401	04/12/1994	Liversidge et al.	A61K 9/51	12/09/92
4.		5,336,507	08/09/1994	Na et al.	A61K 9/14	12/11/92
5.		5,340,564	08/23/1994	Illig et al.	A61K 9/14	12/10/92
6.		5,346,702	09/13/1994	Na et al.	A61K 9/14	12/04/92
7.		5,352,459	10/04/1994	Hollister et al.	A61K 9/14	12/16/92
8.		5,354,560	10/11/1994	Lovrecich	A61K 9/14	01/30/92
9.		5,429,824	07/04/1995	June	A61K 9/14	12/15/92
10.		5,503,723	04/02/1996	Ruddy et al.	B01D 57/02	02/08/95
11.		5,510,118	04/23/1996	Bosch et al.	A61K 9/14	02/14/95
12.		5,518,187	05/21/1996	Bruno et al.	B02C 17/20	01/12/94
13.		5,518,738	05/21/96	Eickhoff et al.	A61K 9/16	02/09/95
14.		5,534,270	07/09/1996	De Castro	A61K 9/14	02/09/95
15.		5,536,508	07/16/1996	Canal et al.	A61K 9/50	10/21/93
16.		5,552,160	09/03/1996	Liversidge et al.	A61K 9/14	03/13/95
17.		5,560,931	10/01/1996	Eickhoff et al.	A61K 9/107	02/14/95
18.		5,560,932	10/01/1996	Bagchi et al.	A61K 9/14	01/10/95
19.		5,565,188	10/15/1996	Wong et al.	A61K 9/14	02/24/95
20.		5,569,448	10/29/1996	Wong et al.	A61K 9/14	01/24/95
21.		5,571,536	11/05/1996	Eickhoff et al.	A61K 9/14	02/06/95

Examiner:

Date Considered:

EXAMINER: Please initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



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FORM 1600/2900 (Based on Form PTO-1449)

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INFORMATION DISCLOSURE CITATION
(Use several sheets if necessary)

Sheet 2 of 3

ATTORNEY DOCKET NO.

SERIAL NO.

6794S-00005/US/COA

09/874,504

APPLICANT

Kararli et al.

FILING DATE

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June 5, 2001

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U.S. PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
22.		5,573,783	11/12/1996	Desieno et al.	A61K 9/16	02/13/95
23.		5,580,579	12/03/1996	Ruddy et al.	A61K 9/107	02/15/95
24.		5,585,108	12/17/1996	Ruddy et al.	A61K 9/02	12/30/94
25.		5,587,143	12/24/1996	Wong	A61K 49/00	06/28/94
26.		5,591,456	01/07/1997	Franson et al.	A61K 9/18	02/10/95
27.		5,622,938	04/22/1997	Wong	A01N 43/04	05/19/95
28.		5,662,883	09/02/1997	Bagchi et al.	A61K 9/14	01/10/95
29.		5,665,331	09/09/1997	Bagchi et al.	A61K 49/04	01/10/95
30.		5,718,919	02/17/1998	Ruddy et al.	A61K 9/16	02/24/95
31.		5,747,001	05/05/1998	Wiedmann et al.	A61K 9/12	02/24/95
32.		5,760,068	06/02/1998	Talley et al.	A61K 31/415	11/14/94

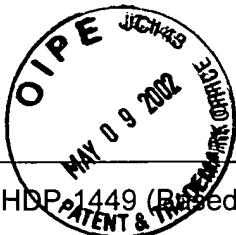
FOREIGN PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Country	Class/ Subclass	Translation Yes	No
1.		00/18374	04/06/2000	WO	A1		
2.		00/18753	04/06/2000	WO	A1		
3.		00/27369	05/18/2000	WO	A1		
4.		00/30615	06/02/2000	WO	A1		
5.		99/65469	12/23/1999	WO	A2		
6.		98/35666	08/20/1998	WO	A1		

Examiner:

Date Considered:

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FORM HDP-1449 (Based on Form PTO-1449)

**PATENT AND TRADEMARK OFFICE
INFORMATION DISCLOSURE CITATION**

(Use several sheets if necessary)

Sheet 3 of 3

ATTORNEY DOCKET NO.

6794S-00005/US/COA

SERIAL No.

09/874,504

APPLICANT

Kararli et al.

FILING DATE

June 5, 2001

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FOREIGN PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Country	Class/ Subclass	Translation	
						Yes	No
7.		97/14407	04/24/1997	WO	A1		
8.		96/24336	08/15/1996	WO	A1		
9.		93/25190	12/23/1993	WO	A1		
10.		0 985 666	03/15/2000	EP	A1		

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OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.)

Ref. Desig.	Examiner's Initials	

Examiner:

Date Considered:

EXAMINER: Please initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.